

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW MEXICO**

In re:

DAVID GARDUNO

Debtor

Case No. 10-10-12339-s7

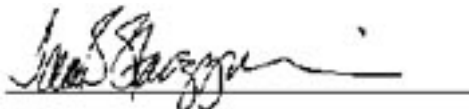
ORDER ABANDONING PROPERTY OF THE ESTATE

This matter comes before the Court upon the Motion of Interested Party Tortilla, Inc. to compel certain property of the estate. (the "Columbine Abandonment Motion", docket #22,) filed on June 17, 2010. The property consists of the debtor's interest as purchaser under a real estate contract of an office building located at 4604 Columbine NE, Albuquerque, NM.

After reviewing the Motion and the Court file, the Court **FINDS:**

1. On June 5, 2010 the Chapter 7 Trustee filed her *Trustee's report of No Distribution*, stating that there is no property available for distribution from the estate.
2. The Motion to Compel Abandonment of the debtor's interest in certain real property being purchased under a real estate contract was filed June 17, 2010. (Doc. #22)
3. Notice of the Motion was mailed to all creditors and parties in interest on June 23, 2010, allowing 14 days (+ 3 days for mailing) for objections. (Doc. #28)
4. The objection deadline expired July 12, 2010. No objections to the Columbine Abandonment Motion have been filed.
5. The debtor's interest in 4604 Columbine NE, Albuquerque, NM is burdensome or of inconsequential value to the estate.

IT IS THEREFORE ORDERED that the debtor's interest in the real property located at 4604 Columbine NE, Albuquerque, New Mexico be, and is hereby ABANDONED from this Chapter 7 bankruptcy estate.



Hon. James S. Starzynski
United States Bankruptcy Judge

Entered on Docket Date: July 14, 2010

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